

DOCKET NO: 0039-7369-2S



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
NOBUTAKA SHINOHARA, ET AL. : EXAMINER: VANDERPUYE, K. N.  
SERIAL NO: 09/400,428 :  
FILED: SEPTEMBER 21, 1999 : GROUP ART UNIT: 2661  
FOR: SERIAL TRANSMISSION PATH :  
SWITCHING SYSTEM

PETITION UNDER 37 C.F.R. § 1.181

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

The Applicants respectfully petition in accordance with 37 C.F.R. § 1.181(a)(3) to compel consideration by the Examiner of the reference cited in the Information Disclosure Statement (IDS) filed on March 19, 2004, a copy of which is attached along with a copy of the date-stamped filing receipt.

The Applicants note that the Notice of Allowance dated April 22, 2005, did not include an indication that the IDS filed on March 19, 2004, was entered and considered. Accordingly, the Applicants request a copy of the IDS filed on March 19, 2004, that is signed, initialed, and dated by the Examiner as being considered as required under MPEP 609 III. C. 2., in order to clarify that the reference cited in the IDS has been considered and made of record.

Application No. 09/400,428

Reply to Notice of Allowance dated April 22, 2005

It is respectfully requested that this Petition under 37 C.F.R. § 1.181 be granted and the Examiner compelled to provide the Applicants with a signed, initialed, and dated copy of the IDS filed on March 19, 2004.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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(OSMMN 06/04)

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OSMM&N File No. 0039-7369-2S

Dept.: IP-1

By: MJS/hc

Serial No. 09/400,428

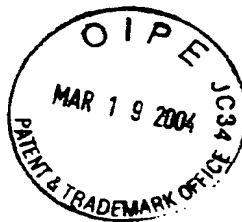
In the matter of the Application of: Nobutaka SHINOHARA, et al.

For: SERIAL TRANSMISSION PATH SWITCHING SYSTEM

**Due Date: 03-26-04**

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- Information Disclosure Statement
- Cited References (2)
- CANADIAN Office Action
- PTO-1449



Docket No. 0039-7369-2S/hc

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Nobutaka SHINOHARA, et al.

SERIAL NO: 09/400,428

GAU: 2661

FILED: September 21, 1999

EXAMINER: K. N. VANDERPUYE

FOR: SERIAL TRANSMISSION PATH SWITCHING SYSTEM

### INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

#### REFERENCES

- ☒ The applicant(s) wish to make of record the references cited in the attached Canadian Office Action listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

#### RELATED CASES

- ☐ Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

#### CERTIFICATION

- ☒ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

#### DEPOSIT ACCOUNT

- ☒ Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
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COPY

SHEET 1 OF 1

Form PTO 1449  
(Modified)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY DOCKET NO.

0039-7369-2S

SERIAL NO.

09/400,428

LIST OF REFERENCES CITED BY APPLICANT

APPLICANT

Nobutaka SHINOHARA, et al.

FILING DATE

September 21, 1999

GROUP

2661



## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	5,757,805	05/26/1998	S-B. LEE			
	AB	5,226,012	07/06/1993	T. AMANO, et al.			
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
	AO					
	AP					
	AQ					
	AR					
	AS					
	AT					
	AU					
	AV					

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

	AW	
	AX	
	AY	
	AZ	

☐ Additional References sheet(s) attached

Examiner

Date Considered

\*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.